

Exhibit 5

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7
8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**
10

11 ALMONT AMBULATORY
12 SURGERY CENTER, LLC, et al.,

13 Plaintiffs,

14 vs.

15 UNITEDHEALTH GROUP, INC., et
16 al.,

17 Defendants.

18 UNITED HEALTHCARE SERVICES,
19 INC., et al.,

20 Counterclaimants,

21 vs.

22 ALMONT SURGERY CENTER, LLC,
et al.,

23 Counter-Defendants.
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Case No. 2:14-cv-03053-MWF (VBKx)

**PLAINTIFFS AND COUNTER-
DEFENDANT PROVIDERS'
RESPONSES TO UNITED
DEFENDANTS' /
COUNTERCLAIMANTS' FIRST
SET OF INTERROGATORIES**

The Hon. Michael W. Fitzgerald

Trial Date: None Set

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1 Plaintiffs and/or Counter-Defendants ALMONT AMBULATORY
2 SURGERY CENTER, LLC, BAKERSFIELD SURGERY INSTITUTE, LLC,
3 INDEPENDENT MEDICAL, MEDICAL SERVICES, INC., MODERN
4 INSTITUTE OF PLASTIC SURGERY & ANTIAGING, INC., NEW LIFE
5 SURGERY CENTER, LLC dba BEVERLY HILLS SURGERY CENTER, LLC,
6 ORANGE GROVE SURGERY CENTER, LLC, SAN DIEGO AMBULATORY
7 SURGERY CENTER, LLC, SKIN CANCER & RECONSTRUCTIVE SURGERY
8 SPECIALISTS OF BEVERLY HILLS, INC., VALENCIA AMBULATORY
9 SURGERY CENTER, LLC, WEST HILLS SURGERY CENTER, LLC, ALMONT
10 AMBULATORY SURGERY CENTER, A MEDICAL CORPORATION,
11 BAKERSFIELD SURGERY INSTITUTE, INC., CIRO SURGERY CENTER,
12 LLC, EAST BAY AMBULATORY SURGERY CENTER, LLC, SKIN CANCER
13 & RECONSTRUCTIVE SURGERY SPECIALISTS OF WEST HILLS, INC.,
14 VALLEY SURGICAL CENTER, LLC, TOP SURGEONS, INC., TOP
15 SURGEONS, LLC, TOP SURGEONS, LLC (NEVADA), WOODLAKE
16 AMBULATORY, PALMDALE AMBULATORY SURGERY CENTER, A
17 MEDICAL CORPORATION, 1 800 GET THIN, LLC and SURGERY CENTER
18 MANAGEMENT (the "Providers"), through their attorneys, respond to Defendants
19 and Counter-Plaintiffs' First Set of Interrogatories (the "Requests") as follows:

20 **PRELIMINARY STATEMENT AND RESERVATION OF RIGHTS**

21 The following responses and objections to Defendants' First Set of
22 Interrogatories are made on the basis of information that is presently known and
23 available to the Providers and their attorneys. The Providers' discovery,
24 investigation and preparation for trial are not yet complete and are continuing as of
25 the date of this response. The Providers expressly reserve the right to continue their
26 discovery and investigation herein for legal arguments, facts, witnesses and
27 supplemental data that may reveal information which, if presently within their
28 knowledge, would have been included in these responses and objections. The

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1 Providers specifically reserve their right to present additional information and legal
2 arguments at trial as may be disclosed through continuing discovery and
3 investigation.

4 By making these responses, the Providers do not concede that the information
5 sought by the Requests is relevant or reasonably calculated to lead to the discovery
6 of admissible evidence. The Providers' responses herein are made without in any
7 way intending to waive, but on the contrary, expressly reserving all appropriate
8 objections regarding the information produced, including, but not limited to,
9 objections concerning authenticity, competency, relevancy, materiality, proprietary,
10 admissibility, foundation, privilege, and privacy, which may be raised at any
11 subsequent hearing, proceeding or trial of this or any other action. The Providers
12 reserve the right to rely upon any information disclosed during discovery for any
13 purpose, including as evidence at any subsequent hearing, proceeding, or at trial in
14 this or any other matter.

15 GENERAL OBJECTIONS

16 1. The General Objections set forth below are hereby incorporated into
17 each of the Responses as if fully set forth therein. For particular emphasis, the
18 Providers have, from time-to-time, expressly included one or more of the General
19 Objections in the responses below. The Providers' Response to each individual
20 Request is submitted without prejudice to, and without in any respect waiving, any
21 General Objections not expressly set forth in that Response.

22 2. The Providers' responses to the Requests, and any production of
23 documents in support of the same, are meant to be in compliance with, and subject
24 to, the requirements of the Federal Rules of Civil Procedure, rules of the Court, the
25 Court's orders in this case and other applicable law. The Providers object to the
26 Requests to the extent that any Request contained therein demands that the
27 Providers respond in a manner beyond that which is required by the Federal Rules of
28 Civil Procedure and the Local Rules of the Central District of California.

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1 3. The Providers object to any “Definitions,” “Instructions,” or other
2 purported requirements in the First Set of Interrogatories that purport to impose any
3 greater or different obligations than those imposed by law, including, but not limited
4 to the following:

5 a. The Providers object to the Requests’ definitions of “document,”
6 “communications,” and “communicate,” to the extent that those terms exceed the
7 scope of discoverable documents as defined and permitted under the Federal Rules
8 of Civil Procedure.

9 b. The Providers object to the Requests’ definition of “United
10 Member” as unduly burdensome and overbroad. The definition includes any
11 individual who “sought” but did not “obtain” health care services from the
12 Providers, which cannot possibly be of any relevance to the claims and defenses of
13 any party in this lawsuit. Further, that definition goes back to January 1, 2005,
14 which is far beyond the statute of limitation for any underpayment or overpayment
15 claim at issue in this lawsuit. Yet further, the definition of “United Member” is not
16 limited to members of benefit plans or insurance policies that are at issue in this
17 lawsuit.

18 c. The Providers object to the Requests’ definitions of “Billing
19 Records,” “bill,” or “billing” as unduly burdensome and overbroad. That definition
20 extends beyond bills submitted to United or to any patient to encompass wholly
21 irrelevant categories of documents, including, but not limited to, “financial books
22 and records,” “ledgers,” “accountings,” “receipts,” “checks,” “wire transfers,”
23 “claim files,” “debt collection notices,” “debt collection letters,” and “records
24 reflecting debt collection activities.”

25 4. The Providers object to Defendants’ First Set of Interrogatories to the
26 extent that any Request contained therein seeks highly sensitive, confidential, and
27 proprietary information and trade secrets, the disclosure of which would harm the
28 Providers competitively.

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1 5. The Providers object to Defendants' First Set of Interrogatories to the
2 extent that any Request contained therein seeks the production or disclosure of
3 information protected under, without limitation, the attorney-client privilege and the
4 work product doctrine, the consulting expert or any other statutory or common-law
5 privilege, prohibition, limitation or immunity from disclosure.

6 6. The Providers object to Defendants' First Set of Interrogatories to the
7 extent that such Requests are so vague, ambiguous, or confusing as not to be
8 susceptible to a reasoned interpretation or response and would require the Providers
9 to speculate as to what information might be responsive. In the absence of clear
10 instructions or definitions associated with terms that are too vague, ambiguous or
11 confusing, the Providers will give the terms of Defendants' First Set of
12 Interrogatories a reasonable interpretation within the context of this lawsuit.

13 7. The Providers object to the Defendants' First Set of Interrogatories, and
14 to each and every Request therein, to the extent that they seek information that is
15 neither relevant to this action nor calculated to lead to the discovery of admissible
16 evidence. The Providers object to all Requests that call for such information as
17 overbroad, unduly burdensome, and oppressive.

18 8. The Providers object to Defendants' First Set of Interrogatories to the
19 extent that any Request contained therein seeks information that is not in the
20 possession, custody or control of the Providers, including information that is not
21 maintained by the Providers in the normal course of business or is no longer so
22 maintained.

23 9. The Providers object to Defendants' First Set of Interrogatories to the
24 extent that the discovery sought by any Request contained therein is unreasonably
25 cumulative or duplicative, or is obtainable from other source that is more
26 convenient, less burdensome, or less expensive.

27 10. The Providers object to Defendants' First Set of Interrogatories to the
28 extent that they contain or presuppose unwarranted factual and/or legal conclusions.

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RESPONSES TO INTERROGATORIES

INTERROGATORY NO. 1:

Identify the amount you charged to any patient who obtained services under CPT codes 43239, 43770, and 47562 between January 1, 2005 and the present, including any patient who paid for such services without financial assistance from any health care benefit plan, insurer, or managed care organization.

RESPONSE TO INTERROGATORY NO. 1:

In addition to the foregoing General Objections, the Providers object that the phrases "amount you charged" and "any patient who paid for such services without financial assistance" are vague and ambiguous. The Providers object to this Request on the basis that it is compound. The Providers further object to this Interrogatory on the basis that it is grossly overbroad, and seeks information not reasonably calculated to lead to the discovery of admissible evidence relating to any claim or defense in this lawsuit. The Request specifically seeks information relating to the amount charged to any patient, including patients whose claims are not at issue in this lawsuit, patients who have no connection to United, and claims that would be beyond any conceivable statute of limitation. The Providers further object that this Interrogatory seeks information would be unduly burdensome to compile and/or is not reasonably accessible.

INTERROGATORY NO. 2:

Identify all health care professionals employed by, contracting with, or operating under the control of any Plaintiff or Counterclaim Defendant who provided any health care service to all Exhibit A Patients, including but not limited to surgeons, physicians, doctors, nurses, psychologists, psychiatrists, therapists, nutritionists, social workers, and laboratory specialists.

RESPONSE TO INTERROGATORY NO. 2:

In addition to the foregoing General Objections, the Providers further object to this Request on the basis that it is grossly overbroad, unduly burdensome, and

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1 seeks highly sensitive business information relating to numerous non-party
2 individuals on a topic that is entirely irrelevant to this lawsuit. The Providers further
3 object to this Request to the extent that it seeks to bolster the deficient allegations of
4 United's FACC, which is presently subject to pending motions to dismiss. If the
5 FACC is dismissed, then this Request will be rendered entirely irrelevant. The
6 Providers further object on the basis that this Interrogatory is vague and ambiguous.
7 Exhibit A to these Requests appears to be limited to a number of isolated "dates of
8 service," which, again, appear to reflect certain undisclosed claims for which United
9 is seeking the recoupment of amounts paid to the Providers. However, this
10 Interrogatory is not limited to those specific dates of service. Providers therefore
11 object that this Request seeks information that is not reasonably calculated to lead to
12 the discovery of admissible evidence relating to any patient claim at issue in this
13 case.

14 **INTERROGATORY NO. 3:**

15 Identify all individuals who prepared, processed, evaluated, or administered
16 any of the Claims submitted to United for all Exhibit A Patients.

17 **RESPONSE TO INTERROGATORY NO. 3:**

18 In addition to the foregoing General Objections, the Providers object to this
19 Interrogatory on the basis that it is vague and ambiguous, especially the phrases
20 "evaluated" and "administered." Those terms are not defined and thus it is unclear
21 what individuals United is referring to. The Providers further object to this
22 Interrogatory on the basis that it is compound. terms are not defined and thus it is
23 unclear what individuals United is referring to. The Providers further object to this
24 Interrogatory on the basis that it prematurely seeks information relating to the
25 alleged recoupment claims set forth in Appendix I to United's First Amended
26 Counterclaim (FACC). For instance, all fifteen of the names of the example patients
27 described in FACC appear on Exhibit A. The FACC, however, is subject to pending
28 motions to dismiss. If those motions are granted, even in part—for instance, as to

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1 United's self-funded claims—then some or all of the subject matter of this Request
2 will be rendered irrelevant. The Providers further object to this Request on the
3 basis that it is overbroad and unduly burdensome, as it seeks sensitive and/or trade
4 secret information for a large number of non-party individuals on a topic that is
5 entirely irrelevant to this lawsuit.

6 **INTERROGATORY NO. 4:**

7 Identify all bank accounts, including the accounts referenced in the First
8 Amended Counterclaim, into which funds related to any United Member was
9 deposited, by the name of the bank or financial institution, account number, and the
10 name of the account holder and all signatories.

11 **RESPONSE TO INTERROGATORY NO. 4:**

12 In addition to the foregoing General Objections, the Providers further object
13 to this Request on the basis that it is grossly overbroad, unduly burdensome, and
14 does not seek information reasonably calculated to lead to discoverable evidence
15 relating to any patient claim at issue in this lawsuit. The Providers further object to
16 this Request to the extent that it seeks to bolster the deficient allegations of United's
17 FACC, including but not limited to United's tracing and alter ego allegations. The
18 FACC is presently subject to pending motions to dismiss. If the FACC is dismissed,
19 even in part, then some or all of the subject matter of this Request will be rendered
20 irrelevant, and would not be reasonably calculated to lead to the discovery of
21 relevant evidence. Indeed, as the Providers' motions to dismiss points out, United
22 cannot demonstrate the required tracing of any overpaid funds under ERISA as a
23 matter of law. *See, e.g., Bilyeu v. Morgan Stanley Long Term Disability Plan*, 683
24 F.3d 1083, 1091 (9th Cir. 2012).

25 **INTERROGATORY NO. 5:**

26 Identify all mailing addresses, business addresses, practice addresses, or other
27 addresses used by each Plaintiff or Counterclaim Defendant between January 1,
28 2005 to the present. This includes all private or rented mail boxes, post office boxes,

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1 physical addresses, office addresses, work addresses, and home addresses,
2 regardless of whether business was conducted on site.

3 **RESPONSE TO INTERROGATORY NO. 5:**

4 In addition to the foregoing General Objections, the Providers further object
5 to this Request on the basis that it is grossly overbroad, unduly burdensome, and
6 does not seek information reasonably calculated to lead to discoverable evidence
7 relating to any patient claim at issue in this lawsuit. The Providers further object to
8 this Request to the extent that it seeks to bolster the deficient allegations of United's
9 FACC, including but not limited to United's alter ego allegations. The FACC is
10 presently subject to pending motions to dismiss. If the FACC is dismissed, even in
11 part, then some or all of the subject matter of this Request will be rendered
12 irrelevant, and would not be reasonably calculated to lead to the discovery of
13 relevant evidence. United's FACC must stand on its own two feet, and United may
14 not bolster its deficient allegations with premature recourse to discovery.

15 **INTERROGATORY NO. 6:**

16 For each Plaintiff or Counterclaim Defendant, identify all Tax Identification
17 Numbers and National Provider Identifier numbers used for Claims submitted to
18 United, including Claims for which you contend payment is due.

19 **RESPONSE TO INTERROGATORY NO. 6:**

20 In addition to the foregoing General Objections, the Providers object that this
21 Request seeks information that United's counsel has previously sought and obtained
22 from counsel for Providers. The Providers further object that they did not
23 participate in the Medicare program, and therefore do not have NPI identification
24 numbers. Subject to and without waiving the foregoing objections, the Providers
25 provide the following information:

26	<u>Provider</u>	<u>TIN</u>
27	ALMONT AMBULATORY SURGERY CENTER, LLC	REDACTED
28		

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<u>Provider</u>	<u>TIN</u>
BAKERSFIELD SURGERY INSTITUTE, LLC	REDACTED
CIRO SURGERY CENTER, LLC	
EAST BAY AMBULATORY SURGERY CENTER, LLC	
MODERN INSTITUTE OF PLASTIC SURGERY & ANTIAGING, INC.	
NEW LIFE SURGERY CENTER, LLC	
BEVERLY HILLS SURGERY CENTER	
ORANGE GROVE SURGERY CENTER, LLC	
PALMDALE SURGERY CENTER, LLC	
SAN DIEGO AMBULATORY SURGERY CENTER, LLC	
SAN JOAQUIN VALLEY SURGERY CENTER, LLC	
SKIN CANCER & RECONSTRUCTIVE SURGERY SPECIALISTS OF BEVERLY HILLS, INC.	
VALENCIA AMBULATORY SURGERY CENTER, LLC	
WEST HILLS SURGERY CENTER, LLC	
INDEPENDENT MEDICAL SERVICES, INC.	

INTERROGATORY NO. 7:

For all Exhibit A Patients, identify the dates of service, service provided (CPT code), provider, and Tax Identification Number for all services for which you are seeking payment or damages.

RESPONSE TO INTERROGATORY NO. 7:

In addition to the foregoing General Objections, the Providers object to this Interrogatory on the basis that it assumes facts not in evidence. The Providers further object to this Request on the basis that it prematurely seeks information relating to the alleged recoupment claims set forth in Appendix I to United's First Amended Counterclaim (FACC). The FACC is subject to pending motions to

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1 dismiss. If those motions are granted, even in part—for instance, as to United’s
2 self-funded claims—then some or all of the subject matter of this Request will be
3 rendered irrelevant, and would not be reasonably calculated to lead to the discovery
4 of relevant evidence. The Providers further object that this Request is duplicative of
5 Interrogatory No. 6.

6 Subject to and without waiver of these objections, the Providers are willing to
7 meet and confer with United to discuss the mutual exchange of patient claims
8 information underlying the Providers’ claims, including the particular patient claims
9 and information specified by this Request.

10 **INTERROGATORY NO. 8:**

11 For all Exhibit A Patients who have paid you directly for any services,
12 including any copayment, coinsurance amount, deductible amount, or any other kind
13 of payment, identify the patient’s name, date of service, service provided (CPT
14 code), physician or facility, billing provider, servicing provider, total amount
15 charged, amount collected from the patient, and the date of the patient’s payment.

16 **RESPONSE TO INTERROGATORY NO. 8:**

17 In addition to the foregoing General Objections, the Providers object to this
18 Interrogatory on the basis that it assumes facts not in evidence. The Providers
19 further object to this Request on the basis that it prematurely seeks information
20 relating to the alleged recoupment claims set forth in Appendix I to United’s First
21 Amended Counterclaim (FACC). The FACC is subject to pending motions to
22 dismiss. If those motions are granted, even in part—for instance, as to United’s co-
23 payment waiver allegations—then some or all of the subject matter of this Request
24 will be rendered irrelevant.

25 Subject to and without waiver of these objections, the Providers are willing to
26 meet and confer with United to discuss the mutual exchange of patient claims
27 information underlying the Providers’ claims, including the particular patient claims
28 and information specified by this Request.

1 **INTERROGATORY NO. 9:**

2 For each Corporate Counterclaim Defendant, identify your relationship,
3 responsibilities, affiliation, and association with each of the other Plaintiffs or
4 Counterclaim Defendants, including whether you receive any form of compensation
5 from, or as a result of the operations of, such entities.

6 **RESPONSE TO INTERROGATORY NO. 9:**

7 In addition to the foregoing General Objections, the Providers object to this
8 Request on the basis that it is grossly overbroad, unduly burdensome, and does not
9 seek information reasonably calculated to lead to discoverable evidence relating to
10 any party's claim or defense in this matter. The Providers further object to this
11 Request on the basis that it is vague and ambiguous, including but not limited to the
12 phrases "responsibilities," "association," "any form of compensation from, or as a
13 result of, the operations of," and "such entities." The Providers further object to this
14 Request on the basis that it is compound, because it seeks numerous and distinct
15 kinds of information in a single Interrogatory, and also because it seeks information
16 relating to any of dozens of combinations of Providers at issue. The Providers
17 further object to this Request on the basis that it seeks information relevant only to
18 the FACC's allegations, including allegations relating to "alter ego" and the
19 corporate practice of medicine, which are presently the subject of pending motions
20 to dismiss, and is therefore premature. The FACC is subject to pending motions to
21 dismiss. If those motions are granted, even in part, then some or all of the subject
22 matter of this Request will be rendered irrelevant. Also, even if this Request were
23 not premature, the information sought would not support United's alter ego
24 allegations, which seek to hold the individual Counterclaim Defendants (e.g., the
25 Omidis) liable for the supposed overpayments made to certain Providers or other
26 non-party entities. The Providers further object to this Request on the basis that it
27 is not reasonably calculated to lead to discoverable evidence relating to any patient
28 claim at issue in this lawsuit.

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1 **INTERROGATORY NO. 10:**

2 Identify the name of any legal counsel, including in-house counsel and
3 outside counsel, that you have retained to perform legal services from January 1,
4 2005 to the present and that has provided advice with respect to the corporate
5 organization of any Plaintiff or Counterclaim Defendant.

6 **RESPONSE TO INTERROGATORY NO. 10:**

7 In addition to the foregoing General Objections, the Providers further object
8 to this Request on the basis that it seeks information protected by the attorney-client
9 privilege and attorney-work product. The Providers further object to this Request
10 on the basis that it seeks information relevant only to the FACC's allegations,
11 including allegations relating to United's deficient "alter ego" theory. The Providers
12 further object to this Request on the basis that it is not reasonably calculated to lead
13 to discoverable evidence relating to any patient claim at issue in this lawsuit.

14 **INTERROGATORY NO. 11:**

15 Identify any other individual, not previously identified, who has knowledge of
16 the events, communications, or documents out of which this Litigation arises.

17 **RESPONSE TO INTERROGATORY NO. 11:**

18 In addition to the foregoing General Objections, the Providers further object
19 to this Request on the basis that it is vague and ambiguous as to what individuals
20 have been "previously identified." No individuals appear with the requested
21 knowledge appear to have been identified in United's Requests. The Providers
22 further object on the basis that this Request appears to prematurely seek information
23 that was disclosed in their Rule 26(a) initial disclosures in this case. The Providers
24 direct United to those disclosures, which were made on September 12, 2014. The
25 Providers based those disclosures on the information known to them at the time they
26 made them, and may update those disclosures from time to time as they become
27 aware of additional individuals who may have discoverable information.

28

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1 **INTERROGATORY NO. 12:**

2 Identify the physical location of any documents responsive to United's First
3 Requests for Production of Documents.

4 **RESPONSE TO INTERROGATORY NO. 12:**

5 In addition to the foregoing General Objections, the Providers further object
6 to this Request on the basis that it is not reasonably calculated to lead to
7 discoverable evidence relating to any patient claim at issue in this lawsuit.

8 **INTERROGATORY NO. 13:**

9 Identify the factual basis of your claim for damages, including the amount
10 sought and basis thereof.

11 **RESPONSE TO INTERROGATORY NO. 13:**

12 In addition to the foregoing General Objections, the Providers further object
13 to the extent that this Request seeks information that is subject to the attorney work
14 product and attorney-client privileges. Subject to these objections, the Providers
15 respond that they seek damages to recover their reasonable and customary charges,
16 which are due and owing to them for the free medical services and care that they
17 provided to patients who are insured by United, or are beneficiaries or participants
18 of self-funded health benefit plans that are administered by United. Prior to
19 providing services to such patients, the Providers called United to seek
20 authorization, and in virtually every instance, were either provided with such
21 authorization, or were told that no authorization was necessary. Yet after the
22 Providers rendered medical services to United's patients, United used a wide variety
23 of spurious and pretextual excuses to deny payment to the Providers, including the
24 excuse that the Providers needed to provide unspecified medical records. This
25 factual basis for the Providers claims is set forth in more detail in their Complaint.

26 Subject to and without waiver of these objections, the Providers are willing to
27 meet and confer with United to discuss the mutual exchange of patient claims
28 information underlying the Providers' claims, including the amount of damages

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1 sought on each patient claim, as is specified by this Request.

2 **INTERROGATORY NO. 14:**

3 If you responded to any of United's Requests for Admissions with anything
4 less than an unqualified "admit," provide the factual basis for your objection or
5 denial.

6 **RESPONSE TO INTERROGATORY NO. 14:**

7 In addition to the foregoing General Objections, the Providers object that
8 United's Requests for Admissions were not directed to the Providers, so this
9 Interrogatory does not apply to them.

10 **INTERROGATORY NO. 15:**

11 Identify the case name, case number, and the venue of each legal proceeding
12 in which you have appeared as a party, either as plaintiff, defendant, claimant,
13 petitioner, respondent, intervenor, or other third party, since January 1, 2008. This
14 request includes all civil, criminal, arbitration, and administrative proceedings.


15 **RESPONSE TO INTERROGATORY NO. 15:**

16 In addition to the foregoing General Objections, the Providers object to this
17 Request on the basis that it is vague and ambiguous, including but not limited to the
18 phrase "legal proceeding." The Providers further object to this Request on the basis
19 that it is not reasonably calculated to lead to discoverable evidence relating to any
20 patient claim at issue in this lawsuit. The Providers further object to this Request on
21 the basis that it is overbroad and unduly burdensome. The Providers further object
22 to this Request on the basis that it is compound.

23 As to objections only,

24 DATED: December 8, 2014

HOOPER, LUNDY & BOOKMAN, P.C.

25
26 By: 

ERIC D. CHAN

Attorneys for Plaintiffs / Counter-Defendants

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 1875 Century Park East, Suite 1600, Los Angeles, CA 90067-2517.

On December 8, 2014, I served true copies of the following document(s) described as **PLAINTIFFS AND COUNTER-DEFENDANT PROVIDERS' RESPONSES TO UNITED DEFENDANTS' / COUNTERCLAIMANTS' FIRST SET OF INTERROGATORIES** on the interested parties in this action as follows:

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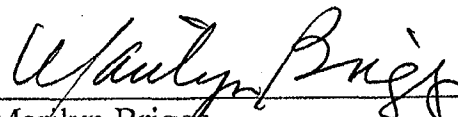
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BY MAIL: I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Hooper, Lundy & Bookman, P.C.'s practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The envelope was placed in the mail at Los Angeles, California.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on December 8, 2014, at Los Angeles, California.


Marilyn Briggs